

Chapter 1.16**GENERAL PENALTY--ENFORCEMENT**

(588-7/52, 1902-3/74, 1905-3/74, 1935-11/74, 2996-5/89, 3207-10/93, 3567-9/02)

Sections:

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1.16.010 Violation--Misdemeanor/Infraction. Any person who violates or willfully fails to comply with any provision of this code is guilty of a misdemeanor or an infraction. (588-7/52, 1902-3/74, 3207-10/93)

1.16.020 Continuing violation. Each person, firm or corporation shall be deemed guilty of a separate offense for each day or portion thereof during which any violation of any provision of this code is committed, continued or permitted, by such person, firm or corporation, and shall be punishable therefor as herein provided. (588-7/52)

1.16.030 Penalty--Misdemeanor. Any person convicted of a misdemeanor under the provisions of this code (unless otherwise provided herein) shall be punishable by imprisonment in the city jail, or in the county jail of Orange County, not exceeding six (6) months, or by fine not exceeding one thousand dollars (\$1,000), or by both fine and imprisonment. (588-7/52, 1905-3/74, 3567-9/02)

1.16.040 Penalty--Infraction. Any person convicted of an infraction under the provisions of this code shall be punishable by (1) a fine not exceeding one hundred dollars (\$100), for the first offense; (2) a fine not exceeding two hundred dollars (\$200) for the second offense; (3) a fine not exceeding five hundred (\$500) for each additional offense within one year, unless otherwise provided herein. (588-7/52, 1902-3/74, 3567-9/02)

1.16.045 Prosecutor discretion. The City Attorney has discretion to file a complaint charging any offense in this code as either a misdemeanor or an infraction. (3207-10/93)

1.16.050 Form of action. A violation of this code may be prosecuted by the city attorney in the name of the people of the state of California, or it may be redressed by civil action at the option of the council. (588-7/52)

1.16.065 Reimbursement of Costs. In addition to the above penalties the court may order that the person convicted of a misdemeanor or infraction reimburse the City for all of its costs of investigation, analyzing and prosecuting the enforcement action against the person convicted; the court shall fix the amount of any such reimbursement upon submission of proof of such costs by the City. (3567-9/02)

1.16.080 Issuance of Subpenas. The City Clerk, Personnel Commission and its members, City Attorney, and Hearing Officers may issue subpenas requiring attendance of witnesses or production of books, records, or other documents for evidence or testimony in any action or proceeding pending before the city and administer oaths or affirmations in conjunction with such action or proceeding. Subpenas shall be signed by the issuing officer and may be served as subpenas are served in civil actions. (2996-5/89)